



Practitioner's Docket No. P67371

**PATENT**

T.D

130  
J.D.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: **KING**  
Application No.: **10 / 073,094** Group No.:  
Filed: **02/08/2002** Examiner:  
For: **COLLAPSIBLE STORAGE BOX**

**Assistant Commissioner for Patents**  
**Washington, D.C. 20231**

**PETITION AND FEE FOR EXTENSION OF TIME (37 C.F.R. § 1.136(a))**

1. This is a petition for an extension of the time for a total period of 1 months to file Response to Notice of Incomplete Reply (Nonprovisional) (indicate matter being extended)

NOTE: 37 C.F.R. § 1.704(b) ". . . an applicant shall be deemed to have failed to engage in reasonable efforts to conclude processing or examination of an application for the cumulative total of any periods of time in excess of three months that are taken to reply to any notice or action by the Office making any rejection, objection, argument, or other request, measuring such three-month period from the date the notice or action was mailed or given to the applicant, in which case the period of adjustment set forth in § 1.703 shall be reduced by the number of days, if any, beginning on the day after the date that is three months after the date of mailing or transmission of the Office communication notifying the applicant of the rejection, objection, argument, or other request and ending on the date the reply was filed. The period, or shortened statutory period, for reply that is set in the Office action or notice has no effect on the three-month period set forth in this paragraph."

**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***  
(When using Express Mail, the Express Mail label number is **mandatory**;  
Express Mail certification is **optional**.)

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, ~~Washington, D.C. 20231~~ U.S. Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202  
37 C.F.R. § 1.8(a) ~~37 C.F.R. § 1.10 \*~~ VA 22202

with sufficient postage as first class mail.  as "Express Mail Post Office to Addressee"  
Mailing Label No. \_\_\_\_\_ (mandatory)

**TRANSMISSION**

facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_

Signature

Jan Deem

Date: 6/7/02

(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

NOTE: "Extensions of Time in Patent Cases (Supplement Amendments)—If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

"If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of Dec. 10, 1985 (1061 O.G. 34-35).

NOTE: See 37 C.F.R. § 1.645 for extensions of time in interference proceedings and 37 C.F.R. § 1.550(c) for extensions of time in reexamination proceedings.

NOTE: An extension of time under 37 C.F.R. § 1.136(a)(1) is available unless:

"(i) Applicant is notified otherwise in an Office action;

"(ii) The reply is a reply brief submitted pursuant to § 1.193(b);

"(iii) The reply is a request for an oral hearing submitted pursuant to § 1.194(b);

"(iv) The reply is to a decision by the Board of Patent Appeals and Interferences pursuant to § 1.196, § 1.197 or § 1.304; or

"(v) The application is involved in an interference declared pursuant to § 1.611."

2. A response in connection with the matter for which this extension is requested:

is filed herewith.

has been filed.

(complete the following, if applicable)

NOTE: The PTO accepts the filing of a continuing application as a response under 37 C.F.R. §§ 1.136 and 1.137. To facilitate processing in such a case, the petition for extension of time should specifically refer to the filing of a continuing application and also include an express abandonment of the prior application conditioned upon the granting of the petition and the granting of a filing date to the continuing application. Notice of May 13, 1983, 1031 O.G. 11-12.

The response is the filing of a continuation application having an express abandonment conditioned on the granting of a filing date to the continuing application.

3. Applicant is

a small entity. A statement:  
 is attached.  
 was already filed.  
 other than a small entity.

4. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)–(5)):

Extension (months)	Fee for other than small entity	Fee for small entity
<input checked="" type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 400.00	\$ 200.00
<input type="checkbox"/> three months	\$ 920.00	\$ 460.00
<input type="checkbox"/> four months	\$ 1,440.00	\$ 720.00
<input type="checkbox"/> five months	\$ 1,960.00	\$ 980.00

Fee: \$ 110.00

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

An extension for \_\_\_\_\_ months has already been secured. The fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ 110.00

**5. Extended period for response**

Based on the extension requested in this petition (and that for which a previous petition has been filed, if any), the extended period for response will expire on 06/11/2002 (Date).

**6. Fee Payment**

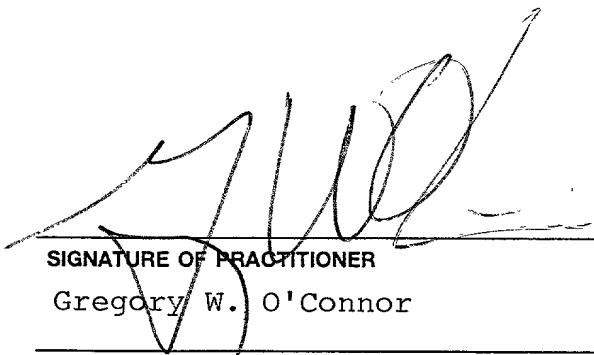
*NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986; 1065 O.G. 31-33.*

Attached is a  check  money order in the amount of \$ \_\_\_\_\_  
 Authorization is hereby made to charge the amount of \$ 110.00  
 to Deposit Account No. 19-0078  
 to Credit card as shown on the attached credit card information authorization form PTO-2038.

**WARNING:** Credit card information should *not* be included on this form as it may become public.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.



SIGNATURE OF PRACTITIONER  
Gregory W. O'Connor  
(type or print name of practitioner)

Reg. No.: 28,576

Tel. No.: (303) 373-6165

Customer No.: 1914

P.O. Address  
11200 East 45th Avenue  
Denver, Colorado 80239



#51

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents,  
U.S. Patent and Trademark Office,  
P.O. Box 2327, Arlington, VA 22202,  
on this 7th day of June, 2002.

*Jan Della* 6/7/02  
Signed Date

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

WILLIAM L. KING

Serial No.: 10/073,094

Filing Date: 02/08/2002

Title: COLLAPSIBLE STORAGE BOX

\* \* \* \* \*

June 7, 2002

Assistant Commissioner for Patents  
Patent and Trademark Office  
P.O. Box 2327  
Arlington, Virginia 22202

## RESPONSE TO NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Dear Sir:

In response to the Notice of Incomplete Reply mailed May 14, 2002, a copy of which is enclosed, Applicant's attorney herewith submits substitute drawings for Figure 1 through Figure 20, comprising 11 sheets.

Please substitute the attached drawings for the drawings as originally filed in this application. These drawings comply with the specified margin requirements, and do not introduce new matter.

Respectfully submitted,

Gregory W. O'Connor, Reg. #28,576  
Attorney for Applicant  
Samsonite Corporation  
11200 East 45th Avenue  
Denver, Colorado 80239  
Telephone: (303) 373-6165



UNITED STATES PATENT AND TRADEMARK OFFICE

At S  
MAY 20 2002

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/073,094	02/08/2002	William L. King	P67371

1914  
SAMSONITE CORPORATION  
11200 EAST 45TH AVENUE  
DENVER, CO 80239



CONFIRMATION NO. 3694  
FORMALITIES LETTER



\*OC00000008105521\*

Date Mailed: 05/14/2002

**NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)**

***Filing Date Granted***

The U.S. Patent and Trademark Office has received your reply on 04/23/2002 to the Notice to File Missing Parts (Notice) mailed 03/11/2002 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE